



(Dated as of Entered on Docket date above)

In re:) Case No. 12-11140 MLB
) Chapter 7
KENT DOUGLAS POWELL and)
HEIDI POWELL,) **ORDER AUTHORIZING SALE OF**
) **DOMAIN NAME AND THE RELATED**
Debtors.) **CONTRACT RIGHTS**
)

1 premises and having jurisdiction. The Court also considered the significant briefing by Trustee and by
2 Debtors' attorney that was filed in connection with the prior motion of the Trustee.

3 This Court had previously found that the domain name <https://www.heidipowell.com> is an asset of
4 the bankruptcy estate, not having been abandoned when this case originally closed due to the domain name
5 not having been scheduled in the original bankruptcy schedules of the Debtors.

6 Given the limited market available for such domain names and given Trustee's negotiations with
7 "Arizona Heidi Powell" that resulted in her offer being increased from \$10,000.00 to \$20,000.00, the
8 Court finds that Trustee has satisfied his duties to adequately market the domain name and to obtain
9 adequate value for the estate. Even if a personal services contract is involved in this matter,
10 GoDaddy.com, LLC has waived any objections that it might have under 11 U.S.C. §365 by not responding
11 to the motion for the proposed sale.

12 Debtors have no permanent right to the use of the domain name. Nor is their concern about
13 privacy concerns legal cause to deny the motions. Now therefore,

14 The Court's oral ruling on June 12, 2017 is incorporated by reference herein.

15 IT IS ORDERED the Trustee is authorized to assume the GoDaddy Domain Name Registration
16 Agreement between GoDaddy.com, LLC and Debtors. The Trustee is authorized to sign any appropriate
17 or necessary documents.

18 IT IS ORDERED that Trustee is authorized to sell to "Arizona Heidi Powell" for \$20,000.00 the
19 domain name <https://www.heidipowell.com> and the related contract rights with GoDaddy.com, LLC. To
20 the extent that Debtors' involvement is desired by Trustee and/or GoDaddy.com, LLC to effect the sale
21 and transfer, Debtors will cooperate with Trustee and/or with GoDaddy.com, LLC accordingly. In any
22 event, Trustee is empowered to act on behalf of Debtors as it relates to said domain name for the purpose
23 of effecting the transfer through GoDaddy, including the signing of all necessary or appropriate
24 documents.

25 IT IS ORDERED that the purchase by "Arizona Heidi Powell" shall not include (or entitle
26 purchaser to) any interest in or access to emails sent or received by Debtors prior to said sale/transfer.
Arizona Heidi Powell shall respect Debtors desire to keep emails sent or received by Debtors prior to
sale/transfer private.

IT IS ORDERED that Trustee shall strive to have the sale/transfer take place on August 15, 2017.

IT IS ORDERED that Trustee is authorized to make an interim disbursement to Debtors' counsel
in the amount of \$7,945.01 (representing their exempt funds) from the \$20,000.00.

**ORDER APPROVING SALE OF DOMAIN
NAME AND RELATED CONTRACT RIGHTS - 2**

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///END OF ORDER//

Presented by:

/s/ Dennis Lee Burman

DENNIS LEE BURMAN, WSBA #7875
Trustee in Bankruptcy

Copy received, approved for entry,
and notice of presentation waived:

/s/ Tom Lester by Dennis Lee Burman
per 8/4/2017 email authorization

TOM LESTER, WSBA #15814
Attorney for Debtors

**ORDER APPROVING SALE OF DOMAIN
NAME AND RELATED CONTRACT RIGHTS - 3**

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